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5 UNITED STATES DISTRICT COURT
6 EASTERN DISTRICT OF WASHINGTON

7 UNITED STATES OF AMERICA,

8 Plaintiff,

9 v.

10 GREGORY D. STEWART,

11 Defendant.

NO: 2:17-CR-55-RMP

ORDER GRANTING
GOVERNMENT'S MOTION FOR
PROTECTIVE ORDER

12
13 **BEFORE THE COURT** is the Government's motion for a protective order,
14 ECF No. 24. The Court has reviewed the motion, the record, and is fully informed.

15 The Government represents that Defendant's counsel does not object to the
16 Government's motion. ECF No. 24 at 1. The Court further finds that the
17 allegations in this matter indicate a "significant possibility" that disclosure of the
18 minor's name or other information concerning the minor's identity would be
19 detrimental to the minor, which warrants entry of a protective order under the
20 relevant statute. 18 U.S.C. § 3509(d)(3).

21 / / /

Accordingly, **IT IS HEREBY ORDERED:**

1. The Government's Motion for a Protective Order, **ECF No. 24**, is
GRANTED.

2. The parties shall be bound by the following provisions:

PROTECTIVE ORDER

IT IS HEREBY ORDERED, that the privacy protection measures outlined by 18 U.S.C. § 3509(d), when a case involves a person under the age of eighteen years who is alleged to be a victim of a crime of sexual exploitation, or a witness to a crime committed against another person, apply to this case, thus;

IT IS FURTHER ORDERED that all persons acting in this case in a capacity described in 18 U.S.C. § 3509(d)(1)(B), shall follow and abide by the privacy protections of 18 U.S.C. § 3509(d)(1) and (2) as follows:

(d) Privacy protection.—

(1) Confidentiality of information.—

(A) A person acting in a capacity described in subparagraph (B) in connection with a criminal proceeding shall—

(i) keep all documents that disclose the name or any other information concerning a child in a secure place to which no person who does not have reason to know their contents has access; and

(ii) disclose documents described in clause (i) or the information in them that concerns a child only to persons who, by

1 reason of their participation in the
2 proceeding, have reason to know such
information.

3 (B) Subparagraph (A) applies to—

4 (i) all employees of the Government
5 connected with the case, including
6 employees of the Department of Justice,
any law enforcement agency involved in
7 the case, and any person hired by the
Government to provide assistance in the
proceeding;

8 (ii) employees of the court;

9 (iii) the defendant and employees of the
10 defendant, including the attorney for the
11 defendant and persons hired by the
defendant or the attorney for the
12 defendant to provide assistance in the
proceeding; and

13 (iv) members of the jury.

14 (2) Filing under seal.—All papers to be filed in court that
15 disclose the name of or any other information
concerning a child shall be filed under seal without
16 necessity of obtaining a court order. The person who
makes the filing shall submit to the clerk of the court-

17 (A) the complete paper to be kept under seal; and

18 (B) the paper with the portions of it that disclose
19 the name of or other information concerning a
child redacted, to be placed in the public
20 record.

21 **IT IS FURTHER ORDERED** that counsel shall remind all persons
providing assistance on this case of these obligations.

IT IS FURTHER ORDERED that any alleged minor victim will be referred to either by initials or a pseudonym, whichever is agreed upon by counsel for the United States and the Defendant. Counsel shall be consistent in their use of the identifier selected. The parties shall prepare their witnesses and instruct them to refer to the alleged minor victims only by using the agreed pseudonyms (e.g., "Jane Doe 1", "Jane Doe 2" etc.), rather than their names, in opening statements and in closing arguments.

IT IS FURTHER ORDERED that all personal information that may violate the privacy of any minor victim shall be safeguarded from public disclosure.

The District Court Clerk is directed to enter this Order and provide copies to counsel.

DATED May 5, 2017.

s/ Rosanna Malouf Peterson
 ROSANNA MALOUF PETERSON
 United States District Judge